

AO 440 (Rev. 8/01) Summons in a Civil Action

RETURN OF SERVICE

Service of the Summons and complaint was made by me ⁽¹⁾	DATE <u>7/14/08</u>
NAME OF SERVER (PRINT) <u>KIRK CHAN</u>	TITLE <u>SERVER</u>

Check one box below to indicate appropriate method of service

☐ Served personally upon the defendant. Place where served:☒ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.Name of person with whom the summons and complaint were left: GOTHAN HAJAKY and☐ Returned unexecuted:☐ Other (specify):**STATEMENT OF SERVICE FEES**

TRAVEL	SERVICES	TOTAL <u>\$0.00</u>
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DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on 7/14/08 K. Chan
Date Signature of Server

601 Washington Ave, ROSELLE, NJ 07203
Address of Server

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

Southern

District of

New York

Spabo Ice Cream Corp., d/b/a Mister Softee
and Mister Softee, Inc.

SUMMONS IN A CIVIL ACTION

V.

Domingo Ice Cream Corp., et al.

CASE NUMBER:

08 CV 6138

JUDGE SCHEINDLIN

TO: (Name and address of Defendant)

Akop Papazian

43-07 42nd Street, #2M
Sunnyside, NY 11104

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Michael Einbinder, Esquire
Einbinder & Dunn, LLP
104 W. 40th Street
New York, New York 10018

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

JUL 03 2008

J. MICHAEL McMAHON

CLERK

Marcel Quintero

DATE

(By) DEPUTY CLERK